

nathanielpunzalancontrial

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FILED
DISTRICT COURT OF GUAM

MAY 13 2008

JEANNE G. QUINATA
Clerk of Court

Attorneys for the United States of America

IN THE UNITED STATES DISTRICT COURT
FOR THE TERRITORY OF GUAM

UNITED STATES OF AMERICA,

Plaintiff,

vs.

NATHANIEL PUNZALAN,

Defendant.

CRIMINAL CASE NO. 07-00075

STIPULATION OF PARTIES
TO CONTINUE TRIAL

COME NOW the United States of America and defendant, by and through counsel, Stephanie Flores, and jointly move that the trial date in this matter, which is presently set for May 27, 2008, be continued to July 14, 2008, or a date and time thereafter convenient to the Court. The parties make this request for the following reasons:

Defense Counsel Stephanie Flores will be in trial in the U.S. v. Eun Young Lee, CR 08-00008, case starting May 27, 2008 and will need the extra time to prepare for this case.

Government counsel Rosetta San Nicolas is scheduled for off-island surgery the first week of June and will need the additional time for her recovery. The parties respectfully request a continuance until July 14, 2008, or a date and time thereafter convenient to the Court. The parties believe that the

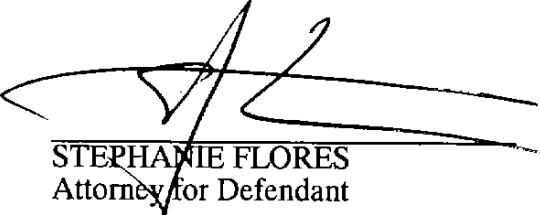
1 interests of justice will be served by granting a continuance of the trial for this timeframe.

2 Defendant made his initial appearance on this case on August 17, 2007, and was represented by
3 the Federal Public Defender's Office (FPD). After the FPD moved to withdraw, defendant has been
4 represented by Patrick Civile, Cynthia Ecube, William Gavras, Rawlen Mantanona and as of March 19,
5 2008, Stephanie Flores and jury selection and trial is scheduled for May 27, 2008. Because Stephanie
6 Flores is in trial on a different case on this date and Rosetta San Nicolas will be receiving unexpected
7 medical treatment, the parties stipulate and agree to continue the trial date from May 27, 2008 to July 14,
8 2008 or a date thereafter convenient to the Court.

9 The parties further agree that any period of delay resulting from this stipulation shall be excluded
10 under the provisions of the Speedy Trial Act (18 U.S.C. §3161)(h)(8)(A), as the ends of justice are
11 served by the requested continuance. The Speedy Trial Act of 18 U.S.C. § 3162(8)(A) allows tolling of
12 the time if the court finds "that the ends of justice served by taking such action outweigh the best interest
13 of the public and the defendant in a speedy trial". The parties believe that the best interests of both will
14 be served by this continuance.

15 SO STIPULATED.


16
17 13 May 08
18 DATE

19 
20 STEPHANIE FLORES
21 Attorney for Defendant

22 LEONARDO M. RAPADAS
23 United States Attorney
24 Districts of Guam and NMI

25
26 5/12/08
27 DATE

28 By:


ROSETTA L. SAN NICOLAS
Assistant U.S. Attorney